

FILED

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

MAR 1 2018

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

ROBERT MYERS,

Plaintiff-Appellant,

v.

MICHAEL W. COTTER, in his official capacity as Chief Disciplinary Counsel for the State of Montana,

Defendant-Appellee.

No. 17-35846

D.C. No.
6:16-cv-00045-DWM-JCL
District of Montana,
Helena

ORDER

The stipulated motion (Docket Entry No. 8) to dismiss the appeal under Federal Rules of Appellate Procedure 42(b) is granted. The costs and fees shall be allocated pursuant to the stipulation.

A copy of this order sent to the district court shall act as and for the mandate of this court.

The motion at Docket Entry No. 7 is denied as moot.

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT

By: Grace Santos
Deputy Clerk
Ninth Circuit Rule 27-7